

Ronald L. Richman, SBN 139189
E-mail: ron.richman@bullivant.com
Susan J. Olson, SBN 152467
E-mail: susan.olson@bullivant.com
BULLIVANT HOUSER BAILEY PC
601 California Street, Suite 1800
San Francisco, California 94108
Telephone: 415.352.2700
Facsimile: 415.352.2701

Attorneys for Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

BOARD OF TRUSTEES OF THE
LABORERS HEALTH AND WELFARE
TRUST FUND FOR NORTHERN
CALIFORNIA; BOARD OF TRUSTEES OF
THE LABORERS VACATION-HOLIDAY
TRUST FUND FOR NORTHERN
CALIFORNIA; BOARD OF TRUSTEES OF
THE LABORERS PENSION TRUST FUND
FOR NORTHERN CALIFORNIA; and
BOARD OF TRUSTEES OF THE
LABORERS TRAINING AND RETRAINING
TRUST FUND FOR NORTHERN
CALIFORNIA,

Plaintiffs,

vs.

KURT ALBIN ERNST individually and doing
business as ERNST MECHANICAL
COMPANY, a California Company,

Defendants.

Case No.: CV 08 0355 PJH

**REQUEST TO DISMISS ACTION,
WITHOUT PREJUDICE, AS TO ERNST
MECHANICAL COMPANY**

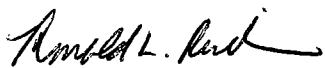
Plaintiffs hereby request that this action be dismissed, without prejudice, as to Ernst Mechanical Company. This request is made on the grounds that Ernst Mechanical Company is only a "DBA" and Kurt Albin Ernst is the sole proprietor of Ernst Mechanical Company. See Declaration of Ronald L. Richman In Support of Request to Dismiss Action, Without Prejudice,

1 as To Ernst Mechanical Company at pg. 3 lines 1-5.

2 Plaintiffs will continue the prosecution of this action against Kurt Albin Ernst.

3 DATED: March 31, 2008

4 BULLIVANT HOUSER BAILEY PC

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6 By 
7 Ronald L. Richman

8 Attorneys for Plaintiffs
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